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1 ago. Because of my medical condition, I take about 10 prescription pills a day that affect
2 my mood and make me lethargic. I can still work, but I'm slow and need time to think things
3 through. It is very difficult for me work without careful consideration / without processing.
4 Within the past 2 weeks, I was not feeling well enough to attend three scheduled appointments
5 with my counsel to go over a declaration clarifying my testimony as provided at the 341
Meeting.

6 4. As to the background of the monies in question, the \$19,000.00 was from a client involving a
7 real estate matter. In October of 2022, I was paid from a client that I'd met with in July and
8 August. I had done approximately 10 hours of work on behalf of this client at my hourly billing
9 rate of \$300.00 per hour. I have been a licensed attorney since 1994.

10 5. Accordingly, from the "\$19,000.00" obtained, \$3,000.00 is in fact earned money that is
11 "unexempt" for purposes of the current case. The remaining \$16,000.00, however, has not been
12 earned and still belongs to the client-not to me.

13 6. I am sorry that my testimony provided at the 341 Meeting was not clearer.

14 7. Trustee Hjelmeset speaks very fast and I did not catch some of his pertinent points. In
15 particular, there was a discussion about the accounts receivable and whether or not the money
16 was in fact earned as a whole. I do recall hesitating, saying "um" as to whether the money was
17 an "account receivable". I remember my counsel attempting to assist me. From her help, I
18 understood that I would be able to go back to my records to calculate my hours and see what
was earned / unexempt income.

19 8. The Meeting was continued and I thought that I would be able to return with the results of my
20 research to provide my hours at that time. Furthermore, I was extremely concerned about
21 divulging privileged information related to my attorney trust account.

22 9. Therefore, I and my counsel respectfully ask the Trustee to withdraw the Ex Parte Application
23 to allow me to present his findings at the continued 341 Meeting free from any compulsory
24 motions (as I was led to believe) or, in the alternative, respectfully ask the Court to deny the Ex
Parte Application.

1 RESPECTFULLY SUBMITTED,

2

3 Dated: February 28, 2023

4 By: /s/ Vinh Nguyen

5 Vinh Nguyen

6 Debtor herein

27 - 3 -

28 DECLARATION OF DEBTOR IN SUPPORT OF OBJECTION
TO EX PARTE APPLICATION FOR ORDER COMPELLING COMPLIANCE
WITH 11 U.S.C. SECTION 521 (a)

Case No. 22-50907 MEH